

Claim Rejections Under 35 USC 103(a)

Claims 1-10 are rejected as being unpatentable over Neuhaus et al (Neuhaus) in view of Ueda et al (Ueda) and specification pages 1-2.

Claims 11 and 12 stand rejected over Neuhaus, in view of Ueda and further in view of Butler et al (Butler)

Valid rejection under 35 USC 103(a) requires evidence of a suggestion or motivation for one skilled in the art to combine prior art references to produce the claimed invention. US Court of Appeals for the Federal Circuit (*Ecolochem inc. v Southern California Edison Co., Fed. Cir.*, No. 99/1043, 9/7/00).

The best defense against hindsight-based obviousness analysis is the rigorous application of the requirement for showing a teaching or motivation to combine the prior art references, according to the court.

Neither Neuhaus nor Ueda motivate or suggest to one skilled in the art to combine these references to produce Applicant's claimed invention.

Recently, in *In Re Sang-Su Lee* (00-1158) the Court of Appeals for the Federal Circuit rendered a decision confirming the above principles. The court analyzed 35 USC 103 requirements starting from the Administrative Procedure Act and held (citations omitted):

"Tribunals of the PTO are governed by the Administrative Procedure Act, and their rulings receive the same judicial deference as do tribunals of other administrative agencies.

“The Administrative Procedure Act, which governs the proceedings of administrative agencies and related judicial review, establishes a scheme of “reasoned decision making.” Not only must an agency’s decreed result be within the scope of its lawful authority, but the process by which it reaches that result must be logical and rational.

“As applied to the determination of patentability vel non when the issue is obviousness, it is fundamental that rejections under 35 USC §103 must be based on evidence comprehended by the language of that section. (Emphasis added). When patentability turns on the question of obviousness, the search for and analysis of the prior art includes evidence relevant to the finding of whether there is a teaching, motivation, or suggestion to select and combine the references relied on as evidence of obviousness. (Emphasis added)

“The factual inquiry whether to combine references must be thorough and searching. It must be based on objective evidence of record. This precedent has been reinforced in myriad decisions, and cannot be dispensed with. Our case law makes clear that the best defense against the subtle but powerful attraction of a hindsight-based obviousness analysis is rigorous application of the requirement for a showing of the teaching or motivation to combine prior art references. There must be some motivation, suggestion or teaching of the desirability of making the specific combination that was made by the Applicant. Teachings of references can be combined only if there is some suggestion or incentive to do so.”

As stated above, **Neuhaus and Ueda** do not motivate or suggest to a person skilled in the art to combine these references to duplicate the claims of the present invention.

The basic idea for the present invention is to use a polymer film with information on it for processing forgery-proofed documents. The polymer film with the information, for example a hologram, is a very thin film and is provided with supporting films arranged at least on both sides for further processing after the polymer film is treated by a laser.

Starting from this point an object of the invention is to replace the supporting film by substrates so that a new laminate is built which is suitable for further processing for forgery-proofed documents as for example identification cards or security documents.

This object is achieved according to the invention by the process according to claim 1.

Due to this process a secure replacement of the supporting films by the substrates is possible without damaging the very thin and highly sensitive polymer film. Due to the fact that in the first processing station the polymer film, at least one supporting film, is provided on one side and in the second processing station at least one substrate is provided on one side of the polymer film, which will support and transport the polymer film through the processing stations, a handling of the already exposed polymer film is possible without any stretching or damaging.

After the substitution of the supporting films by the substrates a new laminate is created, which is prepared for further processing and for integrating or completing forgery-proofed documents.

Therefore, a person of ordinary skill in the art the time the present invention was made would not combine the prior art of Neuhaus in view of Ueda. Those two documents relate to different technical fields which are not comparable with the present one.

Neuhaus describes only a final lamination process of a transparent foil to a photosensitive film or information carrier which is supported by a support layer as described in column 10, line 26 to 36 and 44 to 45 to create security cards.

Ueda relates to duplicating hologram for use of hologram seals. For creating a hologram according to Ueda, it is important that the photosensitive film is positioned to the originally plate cylinder 35. A delamination roller 37 positioned before the originally plate cylinder delaminates the photosensitive material side of the photosensitive material. (Column 9, line 11 to 15)

Therefore, Ueda relates to creating or duplicating holograms and discloses only that a protective film is laminated on the photosensitive material side of the photosensitive material film.

The present invention, however, does not claim duplicating hologram or delaminating a base film for duplicating a hologram and afterwards laminating on the photosensitive material side of the photosensitive material a protected film.

The invention, however describes the process for substituting the supporting film of polymer film already having the information by substrates to provide a laminate for further processing.

Therefore, a man skilled in the art does not pick out separate steps of each complete process of Neuhaus creating a final product and of Ueda duplicating holograms.

Such a construed combination according to paragraph 7 of the office action is only possible if the present invention is already known. Such a hindsight view is however not admissible to show that the invention might be obvious. This argumentation confirms that an inventive step is disclosed.

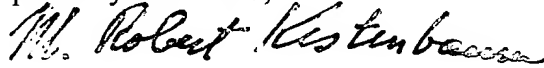
This response to the outstanding office action includes an amended claim 1. The originally filed claim 2 as well as Figure 3 and the relating description of Figure 3 is deleted from the Specification.

A corrected Figure 2 is also included herewith, which has been previously approved by the Examiner.

A two month extension of time in which to respond to the outstanding Office Action is submitted herewith. PTO Form 2038 authorizing charging the appropriate Large Entity extension fee of \$410 is also included herewith. If any further fees are due, please charge Deposit Account 11-0665 for the additional fees. A duplicate of this page is included herewith.

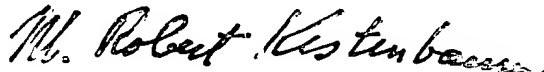
Wherefore, further consideration and allowance of the claims is respectfully requested. This Amendment After Final Action is necessary to place the application in condition for allowance or in better condition for appeal.

Respectfully Submitted,



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Mark-up Specification



Process and apparatus for producing a laminate, comprising at least one polymer film with information and at least one substrate, for further processing for forgery-proof documents

Cross-References to Related Applications

Not applicable.

Statement Regarding Federally Sponsored Research or Development

Not applicable.

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Background of the Invention

[0001] The invention relates to a process and an apparatus for producing a laminate, comprising at least one polymer film with information and at least one substrate, for further processing for forgery-proof documents according to the precharacterizing clauses of Claim 1 and Claim 13.

Technical Field

[0002] DE 29 52 322 discloses a process for producing forgery-proof documents, such as a personal identity card for example. An information carrier of paper is laminated with films on both sides, the films being respectively provided with a bonding layer, which consists of a radiation-curable composition and is laminated onto the information carrier in such a way that the layers come into contact with the information carrier, and the laminate is exposed to a crosslinking-active radiation. For laminating the film bearing the radiation-curable composition onto the surface of the information carrier, the film is heated to up to 1500°C. At the same time, the film is pressed against the surface of the information carrier. Once laminated onto the information carrier, the film can no longer be removed without completely destroying the information carrier.

[0003] The requirements for the production and provision of forgery-proof documents have increased greatly. The use of polymer films with information, such as holograms or the like for example, is required more and more. By using polymer films with information as an additional feature of forgery-proof documents known, for example, from DE 29 52 322, the effort required for forging such documents, and the degree of difficulty involved, can be increased significantly.

[0004] The polymer films with information, such as holograms for example, are extremely thin and sensitive films, which after their production are provided with a protective film or supporting film on both sides. The production of such a polymer film is disclosed for example by EP 0 726 142 A3.

[0005] For the further processing of such a laminate, comprising a polymer film which has a supporting film on both sides, it is required that the supporting films are pulled off from the polymer film, the polymer film subsequently having to be applied to substrates in order that they can be further processed, for example into forgery-proof documents according to DE 29 52 322. The supporting films surrounding the polymer film are produced from polyester films or polyethylene terephthalate films or the like, which are formed in such a way that, on the one hand, they are very thin and, on the other hand, they are transparent, preferably crystal clear, in order that the hologram or other information can be applied to the polymer film by means of a laser. Such supporting films are not suitable, however, for further processing into forgery-proof documents. These films have too high a melting point for further processing, meaning that the polymer film bearing the information would be adversely affected. Furthermore, high

temperature.

Summary of the Invention

[0006] The invention is therefore based on the object of providing a process and an apparatus for producing a laminate, comprising at least one polymer film with information and at least one substrate, for further processing for forgery-proof documents, in which the supporting films of the polymer films are replaced in a continuous working cycle by substrates, so that a new laminate which is suitable for further processing for forgery-proof documents is created.

[0007] This object is achieved according to the invention by the process according to Claim 1 and the apparatus according to Claim 13.

[0008] By arranging at least a first processing station and a second processing station one behind the other, it is possible to create an in-line process in which at least one supporting film of the polymer film on one side is replaced by at least one substrate in a first processing station, and, on the opposite side of the polymer film, a supporting film is replaced by at least one substrate in a second processing station, the polymer film being conveyed continuously through the first and second processing stations. By exchanging the supporting films for substrates, it is possible to produce a laminate of a polymer film with substrates arranged on both sides which can be used for further processing for forgery-proof documents.

[0009] The smooth exchange of the supporting film for the substrate in a first processing station takes place by firstly the supporting film being delaminated and subsequently the substrate being laminated onto the polymer film by an adhesive and

then exposed to a UV radiation for crosslinkage, so that a UV-curable adhesive bond is

created between the polymer film and the substrate. This laminate, comprising supporting film, polymer film and substrate, is preferably fed directly to a second processing station, in order to delaminate the supporting film and subsequently laminate at least one substrate by an adhesive, the substrate then again being exposed to a crosslinking-active UV radiation. A laminate suitable for further processing, comprising a polymer film, preferably with holograms, and at least one substrate on both sides, can subsequently be led out from the second processing station.

[0010] According to an advantageous development of the invention, it is provided that, after the second processing station, the laminate is wound up on a winding-up roll or is further processed in a following working step. In particular during the further processing or prior performance of the re-laminating process according to the invention for the further processing of the film, an efficient production of forgery-proof documents can be provided. The triplex laminate produced by the process, comprising a polymer film with substrates arranged on both sides, can be applied, for example, to an information carrier which is used for the production of forgery-proof documents by a process according to DE 29 52 322.

[0011] According to a further advantageous development of the invention, it is provided that a film comprising the polymer film, preferably made up of three plies, is drawn off from at least one supply roll. As a result, the process can be used autonomously, in particular whenever the laminate produced at the end of the process is taken up by a winding-up roll. Alternatively, the process according to the invention may also be incorporated in a continuous process. The film comprising the polymer film may

continuously.

[0012] According to at least one further advantageous development of the invention, it is provided that the at least first and second processing stations in each case have a central roller, on the outer circumference of which at least one delaminating device, at least one laminating device and at least one curing device are positioned. This can achieve the effect that the substrate is applied to the polymer film and supporting film in the first processing station, and to the polymer film and substrate in the second processing station, without any tension. Furthermore, an arrangement which saves installation space can be created in this way. Furthermore, it is advantageously provided that the delaminating device and laminating device are positioned directly following one another, so that the risk of contamination of the free surface of the polymer film between the delaminating device and the laminating device is kept low. In addition, as a result, the curing device can extend over a greater segment of a circle along the roller, advantageously achieving the effect that an undetachable bond between the laminated-on substrate and the polymer film is established at least before reaching the second processing station or before the winding up or further processing after the second processing station.

[0013] According to an advantageous development of the invention, it is provided that a polyethylene film is used as the substrate. This is suitable in particular for further processing.

[0014] According to a further advantageous development of the invention, it is provided that the substrate is subjected to a corona treatment. This allows a better crosslinkage of the adhesive with the substrates to be achieved.

[0015] According to a further advantageous development of the invention, it is provided that a first and second supply roll are used for providing the polymer film with supporting films and a splicing device is arranged downstream of the supply rolls, so that, after the film from the first supply roll has been used up, the end of the film can be joined to the film of the further supply roll with a butt joint for continuous processing. This allows the effectiveness to be increased and a continuous re-lamination of the polymer film from supporting films to substrates to take place. This splicing device is advantageously followed downstream by a material store, from which film is taken while the supply rolls are being changed over.

[0016] Also provided is an apparatus according to the invention, for producing a laminate, comprising a polymer film with information and at least one substrate, in particular for carrying out the process according to the invention, in which apparatus a film, comprising a polymer film and supporting films arranged on both sides, can be fed to a first processing station with at least one delaminating device, at least one laminating device and at least one curing device, and at least a second processing station is arranged downstream, corresponding at least to the construction of the first processing station. By arranging the first and at least second processing station one behind the other, a continuous exchange of the supporting films located on both sides of the polymer film for substrates can take place. The continuous lamination and delamination of the supporting film and substrate in a first and second processing station allows the same preconditions for applying the substrate to the polymer film to exist on account of the essentially identical processing parameters, so that the polymer film is accommodated between the substrates virtually without any tension.

[0017] The further advantageous developments of the apparatus are specified in the further claims.

Brief Description of the Drawings

[0018] Preferred exemplary embodiments are described in more detail in the following drawings, in which:

[0019] Figure 1 shows a schematic cross section of a forgery-proof document with a laminate produced according to the invention,

[0020] Figure 2 shows a schematic side view of the apparatus according to the invention for carrying out the process, and

~~[0021] Figure 3 shows a schematic side view of an alternative apparatus for carrying out the process.~~

[0022] In Figure 1, a cross section of a forgery-proof document 11, for example a personal identity card, is schematically represented. This document 11 has an information carrier 12, preferably of printed paper or the like, which is surrounded by films 14 which are completely welded together all around in the edge region 13. Provided between the information carrier 12 and the film 14 is for example a laminate 16 produced according to the invention. This laminate 16 has a polymer film 17, which is laminated on both sides by a first substrate 18 and second substrate 19.

[0023] The polymer film 17 is, for example, a photo-polymer film, which is provided with information. For example, a hologram and further photographic or other information may be applied. This information may be an interrogation mark, in order to position the hologram at a defined position on the information carrier 12, this mark being

sensed by means of a sensor. Furthermore, an exposed film, which is used for web edge

control to be described in more detail below, may be provided.

[0024] Similarly, the polymer film may store information as a magnetic strip.

[0025] The substrates 18, 19 are advantageously formed from polyethylene film. Other materials which satisfy the requirements which the substrates have to meet are similarly conceivable.

[0026] The laminate 16, which is preferably designed in the form of a triplex laminate, is applied to the information carrier 12 before the welding of the films 14. The welding of the films 14 to the information carrier 12 has the effect that the laminate 16 is at the same time laminated in such a way that a bond which can no longer be detached without complete destruction can likewise be established between the substrate 18 and the film 14 and between the substrate 19 and the information carrier 12.

[0027] That arrangement of the laminate 16 in the document 11 which is represented in Figure 1 is only by way of example. The laminate 16 may similarly be intended for credit cards, documents for cashless payment transactions, factory identity cards, voter cards, national insurance cards or further identification cards or identity cards. The laminate 16 may similarly comprise more than three layers, the apparatus described below similarly making this object possible by a corresponding adaptation of the number of devices to the layers to be delaminated from and laminated to the polymer film 17.

[0028] In Figure 2, a construction of the apparatus 21 according to the invention for carrying out the process according to the invention is represented by way of example. A film 24, comprising a polymer film 17 with a supporting film 23 arranged on both sides, is provided on a first supply roll 22. This film 24 is drawn off from the supply roll 22

and led through a splicing device 27 via a deflecting roller 26. Provided downstream of

that is a storage device 28, which has a plurality of deflecting points. At the end of the storage device 28, the film 24 is fed to a first processing station 31.

[0029] The first processing station 31 has a delaminating device 32, by which the supporting film 23 is detached from the polymer film 17. The supporting film 23 is led away out of the processing station 31 and stored on a winding-up roll 33. Arranged downstream of the delaminating device 32 is a laminating device 34. A first substrate 18 is drawn off from a supply roll 36 and fed to the laminating device 34. During the feeding of the substrate 18, at the same time a layer of adhesive is applied to the substrate 18 or polymer film 17. By means of at least one pressing roller 37, the first substrate 18 is pressed without any folds and without any air bubbles or the like onto the polymer film 17, which is transported by a roller 38 through the first processing station 31. Arranged downstream of the laminating device 34 is a curing device 41. The layer of adhesive provided between the polymer film 17 and the laminated-on first substrate 18 is cured by a UV radiation in the curing device 41, so that an undetachable bond is created, so that the polymer film 17 cannot be removed from the substrate 18 without complete destruction.

[0030] In addition to the undetachable bond, the use of UV-crosslinkable adhesive systems also has the advantage that rapid curing is made possible, so that the laminate 44 leaving the first processing station 31, comprising a supporting film 23, a polymer film 17 and a first substrate 18, forms a solidly bonded laminate at least between the polymer film 17 and the substrate 18. This laminate 44 is fed to a second processing station 51 via at least one deflecting roller 46. The laminate 44 is led through the second processing station 51 via a roller 58.

[0031] The second processing station 51 corresponds in construction to the first processing station 31, the second processing station 51 being arranged mirror-invertedly with respect to the first processing station 31. This makes it possible for the supporting films 23 to be replaced by a first substrate 18 and second substrate 19 one after the other in a continuous working sequence merely by reversing the direction of rotation of the roller 58 with respect to the roller 38. The protective film 23 is detached from the laminate 44 by means of a delaminating device 52 and stored on a winding-up roll 55. Arranged downstream of the delaminating device 52 is a laminating device 54, which, by analogy with the laminating device 34, draws off a second substrate 19 from a supply roll 56 and laminates it onto the polymer film 17 by means of at least one pressing roller 57. The laminate 16 produced as a result is fed to a curing device 61, which corresponds to the curing device 41. After running through the curing device 61 via deflecting rollers 63, the laminate 16 is led out from the second processing station 51.

[0032] In the exemplary embodiment according to Figure 2, the laminate 16 produced according to the invention is led over a web edge control 69, which senses a line created by exposure on the photo-polymer film 17 by means of a line camera 70 and is fed at a speed of ± 0.1 mm to a cutting mechanism 71, in which the two edges of the laminate are cut off, so that the laminate 16 is cut to a precisely defined width. The control by means of the line created by exposure is very important for the further processing, since the information created by exposure on the photo-polymer film 17 must be exactly positioned with respect to the edge of the laminate for the further processing.

[0033] The laminate 16 cut to a defined width is wound up and stored on a supply roll 66 via a storage device 72, which has a plurality of deflecting points.

[0034] A reversing roller is advantageously provided, so that an empty core is always ready for the winding up of the laminate 16. Furthermore, it may alternatively be provided that the laminate 16 is passed on to a downstream station for the further processing of the laminate 16 and the production of forgery-proof documents.

[0035] The delaminating device 32, 52 and laminating device 34, 54 in the first and second processing stations 31, 51 are advantageously arranged directly alongside one another, so that, with guide rollers 42, 62 providing a wraparound of at least three-quarters of the roller 38, 58, an adequately large circumferential portion remains for the curing device 41, 61. The guide rollers 42, 62 are advantageously adjustable, so that the angle of wrap of the rollers 38, 58 is adjustable and can be adapted to corresponding applications.

[0036] The supply roll 22' may be provided mirror-invertedly with respect to the supply roll 22, so that a supply roll making the film 24 available is provided on both sides of the splicing device 27. This can make it possible, for example after the supply roll 22 has been used up, for a changeover to feeding the film 24 from the supply roll 22' to take place. Since the splicing device 27 requires a standstill for joining the end of the film 24 of the supply roll 22 to the beginning of the film of the supply roll 22' with a butt joint, the film 24 is in the meantime drawn off from the storage device 28. Once the butt joint has been produced, the film 24 is drawn off at the beginning of the supply roll 22' with increased speed in comparison with the processing speeds of the first and second processing stations 31, 51, in order that the storage device 28 can be filled up again.

[0037] Between the supply roll 36, 56 of the first and second substrates 18, 19 and the laminating device 34, 54 there may respectively be provided a corona station 68, in order

to spray the first and second substrates 18, 19 with electrons to improve the surface tension and consequently the adhesive bonding.

[0038] Depending on the form taken by the laminate 16, a further delaminating and/or laminating station may optionally be provided in the first processing station and in the second processing station between the delaminating device 32, 52 and laminating device 35, 54, in order if appropriate to detach or incorporate a further film or the like between the polymer film 17 and the substrate 18 and/or 19. In this case, the rollers 38, 58 may be formed with a larger diameter, so as to allow a corresponding arrangement of the devices in series in a station.

[0039] The continuous process provided by the apparatus according to the invention allows working speeds of at least 25 m/min. to be achieved. Reliable processing of the polymer film 17, between 5 and 50 μm thick for example, can be made possible by this in-line process. The delamination of the supporting films 23 and lamination of the substrates 18, 19 may be assisted by slight thermal action. Furthermore, the UV-crosslinkable adhesive system is designed in such a way that the laminated-on substrates 18, 19 are essentially crosslinked completely with respect to the polymer film 17 after leaving the curing device 41, 61.

[0040] The designation polymer film 17 similarly stands for other information carriers which have an extremely thin layer thickness and are suitable for receiving information, and, for the further processing into forgery-proof documents, it is required that a substrate is provided at least on both sides. These substrates 18, 19 are, for example, polyethylene layers which are transparent at least after the completion of the forgery-proof documents.

Alternatively, it may also be provided that only one of the two substrates 18, 19 is of a transparent form.

~~{0041} In Figure 3, an alternative development of the apparatus according to the invention is represented. This apparatus similarly has the advantage that both a delaminating step and a laminating step are possible in a continuous operation for the production of a laminate 16. In the case of this apparatus, the supporting films 23 provided on both sides of the polymer film 17 are pulled off and fed to winding up rolls 33, 55 simultaneously in the processing station 31'. According to the exemplary embodiment, now only the polymer film 17 is led out from the processing station 31' and fed to the processing station 51'. In this processing station 51', the substrates 18, 19 are applied simultaneously. The laminate 16 is led out from the processing station 51' and fed to a curing device 41. The layers of adhesive between the substrate 18 and the polymer film 17 and between the substrate 19 and the polymer film 17 can be cured simultaneously through the essentially transparent substrates 18, 19. After running through the curing device 41, the laminate 16 is led out from the curing device 41 via the deflecting roller 42 and, by analogy with Figure 2, is fed to further processing stations.~~

~~{0042} The arrangement represented in Figure 3 similarly makes possible a rapid re-lamination of a polymer film 17 from being embedded in supporting films 23 to being enclosed in substrates 18, 19.~~

~~{0043} Alternatively, it may be provided that, for example instead of the symmetrical arrangement of the delaminating devices 32, 52 in the processing station 31' and the laminating devices 34, 54 in the processing station 51', an offset arrangement in relation to one another is provided, so that, for example, a pressure roller is arranged opposite the~~

~~delaminating device 32 and a pressure roller is likewise provided opposite the downstream delaminating device 52. This may similarly apply to the laminating devices 34, 54.~~

~~{0044} Any desired combinations between the embodiments specified above are similarly conceivable.~~

~~{0045} Furthermore, additional delaminating devices or laminating devices may be provided individually or in pairs, in order to produce a specific laminate from two, three or more plies for the respective application.~~

~~{0046} The delaminating devices 32, 52 and laminating devices 34, 54 are arranged mirror-invertedly with respect to the path of the polymer film 17 and are of an identical construction. Depending on the installation space and size, the arrangements may be chosen to differ from this, so that an application-specific arrangement which differs from the symmetrical construction of the processing stations 31', 51' may be provided.~~

~~{0047} This alternative development of the apparatus according to Figure 3 may be provided in particular whenever the polymer film 17 has a minimum tensile strength, in order that any web stresses occurring between the first and second processing stations 31' and 51' can be absorbed. Otherwise, the advantages and possibilities for variation stated with respect to Figure 2 similarly apply to this arrangement of the apparatus.~~

Abstract

The invention relates to a A process and an apparatus for producing a laminate, ~~comprising~~ comprise at least one polymer film with information and at least one substrate, for further processing for forgery-proof documents, in which, in the first processing station ~~(31)~~, a supporting film (23) is delaminated on a first side of the polymer film ~~(17)~~, after which a substrate (18) is laminated on by an adhesive and subsequently exposed to a crosslinking-active radiation, and in which a laminate (44) led out from the first processing station ~~(31)~~ is fed to a second processing station ~~(51)~~, and the supporting film (23) is delaminated on a second side of the laminate (44), after which a substrate (19) is laminated on by an adhesive and subsequently exposed to a crosslinking-active radiation. ~~(Significant figure: Figure 2)~~